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Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554 DOCKET FILE CORPORTIONAL

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In the Matter of) OF THE SECRETARY
Number Portability Query Services) CC Docket No. 98-14
Ameritech Tariff F.C.C. No. 2, Transmittal No. 1149, as Amended) CCB/CPD 98-26
Bell Atlantic Tariff F.C.C. No. 1, Transmittal No. 1041) CCB/CPD 98-25
Pacific Bell Tariff F.C.C. No. 128, Transmittal Nos. 1927 and 1973) CCB/CPD 98-23
Southwestern Bell Tariff F.C.C. No. 73, Transmittal Nos. 2638 and 2694) CCB/CPD 98-17)

REPLY OF COMCAST CELLULAR COMMUNICATIONS, INC.

On September 18, 1998, Comcast Cellular Communications, Inc. ("Comcast") sought reconsideration of the Commission's *Query Services Order*. In the *Query Service Order*, the Commission, without resolving the issues set for investigation, allowed Bell Atlantic and other ILECs to continue offering, on an interim basis, long-term number portability query and database services under the rates and conditions contained in those carriers' number portability query tariffs.

In its petition Comcast showed that: (1) the *Query Service Order* does not conform with well-established Commission practice and involves a question of lawfulness that must be resolved by the Commission; (2) the Commission is obligated to address each of the relevant issues raised in the investigation and to determine whether Bell Atlantic and the other ILECs

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See Number Portability Query Services, Order, CC Docket No. 98-14, FCC 98-204, rel. August 19, 1998 (the "Query Service Order").

have met their burden of proof in accordance with Section 204(a) of the Act; and (3) the Commission must ensure that accurate accounts are maintained of all amounts received under the subject tariff revisions.

To date no party has filed an opposition challenging the assertions made in Comcast's petition for reconsideration. In accordance with 47 C.F.R. § 1.106(g), to be filed timely an opposition must have been filed on or before October 1, 1998. Thus, Comcast respectfully requests that the Commission grant its petition for reconsideration, address the arguments raised in the investigation and suspend the subject tariff revisions until the Commission determines that Bell Atlantic and the other ILECs have met their burden of proof. Comcast also asks that the Commission clarify that each carrier must keep accurate accounts of any amounts received pursuant to the subject tariff revisions.

Respectfully submitted,

COMCAST CELLULAR COMMUNICATIONS, INC.

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October 8, 1998

CERTIFICATE OF SERVICE

I, Joslin Arnold, a secretary at Dow, Lohnes & Albertson, PLLC, do hereby certify that on this 8th day of October, 1998, a copy of the foregoing Reply of Comcast Cellular Communications, Inc. was sent by hand delivery where indicated, and U.S. mail to the following:

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